

VI. Department of Administration -- Roland Boeding, Director, Bureau of State Risk Management, Division of State Agency Services

Pursuant to s. 146.89, the department requests approval for participation in the Volunteer Health Care Provider program of a joint application of the Fox Cities Community Clinic and ten medical professionals volunteering services through that agency. The department also requests authority under a 14-day passive review process for any new applications for medical professionals serving Fox Cities Community Clinic which meet the guidelines specified under s. 146.89 (3)(a)2 and have been reviewed by the Department of Regulation and Licensing Medical Examining Board as provided under s. 146.89 (2).

Governor's Recommendation

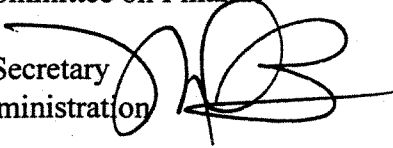
Approve the request.

CORRESPONDENCE MEMORANDUM

STATE OF WISCONSIN
Department of Administration

Date: June 20, 1997

To: Members, Joint Committee on Finance

From: Mark D. Bugher, Secretary
Department of Administration 

Subject: Section 13.10 Request from the Department of Administration for the Volunteer Health Care Provider Program.

Request

Pursuant to s. 146.89, the department requests approval for participation in the Volunteer Health Care Provider Program of a joint application of the Fox Cities Community Clinic and the ten medical professionals volunteering services through that agency. The department also requests a passive review process for any new applications for medical professionals serving Fox Cities Community Clinic which meet the guidelines specified under s. 146.89 (3)(a)2 and have been reviewed by the Department of Regulation and Licensing Medical Examining Board as provided under s. 146.89 (2).

Background

The Volunteer Health Care Provider Program was created under 1989 Wisconsin Act 206 to provide basic medical services for low-income individuals who are uninsured and do not receive benefits under government programs such as Medicare.

A volunteer health care provider is defined as an individual who is a licensed physician, dentist, registered nurse, practical nurse, nurse-midwife, optometrist, or certified physician's assistant and provides authorized services such as diagnostic tests, health education, information about available health care resources, office visits, patient advocacy, prescriptions and referrals to health care specialists. The individual provider may not receive income from the practice of their health care profession when providing services at a specified nonprofit agency.

To participate in the volunteer health care provider program, the health care providers must submit jointly with the nonprofit agency an application to the department of administration (DOA). Once DOA receives the application, it verifies the provider's license with the Department of Regulation and Licensing. DOA may approve an application submitted for the provision of services in Brown, Dane, Dodge, Fond du Lac, Kenosha, La Crosse, Milwaukee, Outagamie, Racine, Rock or Sheboygan county. However, for all other counties in the state, the application must first be approved by the Joint Committee on Finance (JCF) under the s. 13.10 process before DOA may approve it. Approval by DOA is valid for one year and may be renewed.

Individuals approved to provide services under the volunteer health care provider program are statutorily considered agents of the Department of Health and Family Services, and thus are provided the same coverage as is provided to state employees under the following statutory provisions: (1) the right to representation by the Attorney General if required to appear as a witness in any administrative or civil matter; (2) coverage under the requirement that any civil claim against the volunteer provider be filed within 120 days of the event allegedly causing the injury, except in the case of medical malpractice, in which case the claim must be filed within 180 days after either the discovery of the injury or the date on which the injury should have been discovered; and (3) a requirement that any judgments against the provider be paid by the state when the provider is acting within the scope of his or her employment (as a volunteer provider in a volunteer health care provider program). Thus far, no claims have been filed against any provider participating in the program.

Analysis

Fox Cities Community Clinic is a nonprofit agency located in Calumet County. This clinic serves individuals in Calumet, Winnebago and Outagamie Counties. This clinic is a successor to the Appleton Salvation Army Clinic which was previously approved for participation in the Volunteer Health Care Provider program in 1992, but did not require JCF approval because of its location in Outagamie County.

Fox Cities Community Clinic's focus includes primary care (including preventative care) and treatment for chronic medical conditions. It will also facilitate access to a broader range of health services through coordinated referrals to specialized medical services including dental care. One of the Clinic's goals is to relieve emergency room congestion at the three local hospitals due to inappropriate use of emergency services for primary care, as well as more severe illness caused by delays in seeking treatment by persons lacking coverage for primary medical care.

The joint application submitted is with the Fox Cities Community Clinic and ten medical practitioners:

<u>Name</u>	<u>Profession</u>	<u>Specialty</u>
Clifford, Glenn P.	Physician	Orthopedics
Farb, Barbara A.	Registered Nurse	
Genners, Kristy A.	Physician	Emergency Med.
Handevidt, Faith P.	Registered Nurse	
Hanstedt, Joyce M.	Registered Nurse	
Harding, Marilyn R.	Registered Nurse	Clinic Director
Herzfeldt, Ethel M.	Registered Nurse	
Miller, Kevin J.	Physician	Family Practice
Ralls, Frank M.	Physician	Family Practice
Wright, Frank	Physician	General Practice

It is anticipated by the director of Fox Cities Community Clinic that at least 50 more volunteers are expected to complete applications in the next month or so. Due to the timing of s. 13.10 meetings, DOA is requesting authority to submit to the Joint Committee on Finance under a 14-day type passive review process any additional applicants volunteering services through Fox Cities Community Clinic. As with all applications, DOA will verify the provider's license with the Department of Regulation and Licensing prior to approving the applications and authorizing participation in the program.

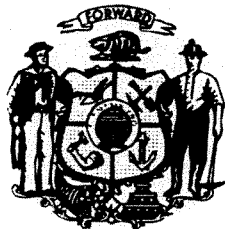
Recommendation

Approve the request.

Prepared by: Pamela Henning
267-0371

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin

TOMMY G. THOMPSON
GOVERNOR
MARK D. BUGHER
SECRETARY



Mailing Address:
Post Office Box 7869
Madison, WI 53707-7869

Date: June 9, 1997

To: Senator Brian B. Burke, Co-Chair
Representative Scott Jensen, Co-Chair
Joint Committee on Finance
Room 119 Martin Luther King Jr. Blvd.

From: Mark D. Bugher, Secretary
Department of Administration

Subject: Section 13.10 Request to Approve Applications Under the Volunteer Health Care Provider Program

REQUEST

Section 146.89 of the Wisconsin Statutes requires Joint Committee on Finance approval, under s.13.10, for certain applicants requesting participation in the Volunteer Health Care Provider Program. Specifically, this request is for approval of the joint application of the Fox Cities Community Clinic, a Calumet County non-profit agency, and the following medical professionals volunteering services through that agency.

<u>Name</u>	<u>Profession</u>	<u>Specialty</u>
Clifford, Glenn P.	Physician	Orthopedics
Farb, Barbara A.	Registered Nurse	
Genners, Kristy A.	Physician	Emergency Med.
Handevidt, Faith P.	Registered Nurse	
Hanstedt, Joyce M.	Registered Nurse	
Harding, Marilyn R.	Registered Nurse	Clinic Director
Herzfeldt, Ethel M.	Registered Nurse	
Miller, Kevin J.	Physician	Family Practice
Ralls, Frank M.	Physician	Family Practice
Wright, Frank	Physician	General Practice

The department also requests a "passive review" process for new applications for medical professionals serving the Fox Cities Community Clinic which meet the guidelines specified under s.146.89(3)2 and have been reviewed by the Department of Regulation and Licensing - Medical Examining Board as provided under s146.89(2).

BACKGROUND

The Volunteer Health Care Provider Program was created in 1989 (Act 206 - s.146.89) to provide basic medical services for low-income individuals who are uninsured and do not receive benefits under government programs such as Medicare.

A "volunteer health care provider" is defined as an individual who is a licensed physician, dentist, registered nurse, practical nurse, nurse-midwife, optometrist, or certified physician's assistant. Statutorily authorized services include: diagnostic tests, health education, information about health care resources, office visits, patient advocacy, prescriptions, and referrals to health care specialists. In order to participate in the program, the individual provider must be approved by the state and receive no income from the practice of that health care profession or receive no income from the practice of that health care profession when providing services at a specified non-profit agency.

Liability Coverage:

Section 146.89 (4) provides that volunteer health care providers are state agents of the Department of Health and Family Services. As such they are entitled to coverage under the following statutes:

- s.165.25(6) Right to representation in civil actions by the Attorney General at the request of the head of H&FS
- s. 893(82)(3) Claim against provider must be filed within 120 days of action causing injury
- s. 895.46 Judgments against provider to be paid by the state when acting within the scope of s.146.89

Thus far no claims have been filed against any provider participating in this program.

Application Procedure:

To participate under this program, a potential volunteer health care provider and a non-profit agency submit a joint application to the Department of Administration, Bureau of State Risk Management. The Department of Administration then verifies the provider's license with the Department of Regulation & Licensing. After receiving license clearance, the department immediately approves applications from the following eleven counties: Brown, Dane, Dodge, Fond du Lac, Kenosha, La Crosse, Milwaukee, Outagamie, Racine, Rock and Sheboygan. For all other counties, s.146.89 requires the department to submit the list of applicants for approval to the Joint Committee on Finance under s.13.10. Annual renewals, including re-verification by Regulation and License, are required.

APPLICATIONS

The Fox Cities Community Clinic is a non-profit agency located in Calumet County. Its service territory includes Calumet, Winnebago, and Outagamie Counties. This clinic is a successor to the Appleton Salvation Army Clinic which was previously approved for participation in the Volunteer Health Care Provider program in 1992¹.

The Fox Cities Community Clinic's focus includes primary care (including preventative care) and treatment for chronic medical conditions. It will also facilitate access to a broader range of health services through coordinated referrals to specialized medical services including dental care. One of the Clinic's goals is to relieve emergency room congestion at the three local hospitals due to inappropriate use of emergency services for primary care, as well as more severe illness caused by delays in seeking treatment by persons lacking coverage for primary medical care.

This application includes the 10 medical practitioners identified above. However, the director indicates that over 50 medical practitioners are expected to complete new applications in the next month or so². Consequently, because of the timing of s.13.10 meetings, the department requests authority to submit under a 14-day "passive review" process any additional applicants volunteering services through the clinic. As with all applicants, Regulation and Licensing license verification will be obtained prior to authorizing participation in the program.

cc: Rick Chandler, State Budget Director
Bob Lang, Legislative Fiscal Bureau
Rollie Boeding, Bureau of State Risk Management
Paul McMahon, Bureau of Financial Services

¹ The Appleton Salvation Army Clinic did not require JFC approval because it was located in Outagamie County.

² Many of these medical professionals are currently covered under prior applications submitted in conjunction with the Appleton Salvation Army Clinic.



Legislative Fiscal Bureau

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June 20, 1997

TO: Members
Joint Committee on Finance

FROM: Bob Lang, Director

SUBJECT: Departments of Administration and Public Instruction and Legislative Fiscal Bureau--
Amount Certified for General Equalization Aid in 1997-98--Agenda Item VII

A process for annually determining the amount necessary in the general equalization aid appropriation to meet a statutorily defined 66.7% funding level was established in 1995 Act 27. Specifically, s. 121.15(3m) provides that by each June 15, the Departments of Public Instruction and Administration and the Legislative Fiscal Bureau must jointly certify to the Joint Committee on Finance an estimate of the amount necessary in the general equalization aid appropriation. This amount should be sufficient, in combination with the amounts provided in the other state aid and levy credit appropriations, to achieve the 66.7% funding level in the following school year. By each June 30, the Joint Committee on Finance must determine the amount to be appropriated in the following school year.

The attached letter from the three agencies dated June 13, 1997, certifies the amount necessary in the appropriation to meet the two-thirds funding requirement, under current law provisions and adjusted 1996-97 base amounts. In addition, the letter discusses an alternative number, based on the Committee's actions to date on 1997 Senate Bill 77, that could be appropriated as equalization aids in 1997-98. Under this approach, \$3,343,600,000 GPR is the estimated amount necessary to appropriate as general equalization aid in 1997-98.

CONCLUSION

The statutes indicate that the state must meet the two-thirds funding commitment with the necessary amount determined by the Joint Committee on Finance. However, this is somewhat problematic in a budget year, since provisions of the final 1997-99 budget adopted by the Legislature which affect categorical aid appropriations, revenue limits, and the timing of state aid

payments will directly affect 1997-98 partial school revenues. To be consistent with its actions on the 1997-99 budget, the Committee may wish to appropriate \$3,343,600,000 GPR in 1997-98 as the estimated amount necessary to meet the state's commitment of funding two-thirds of partial school revenues.

Prepared by: Bob Soldner

MO# Conclusion

2 BURKE	(Y)	N	A
DECKER	(Y)	N	A
GEORGE	(Y)	N	A
JAUCH	Y	(N)	A
WINEKE	Y	(N)	A
SHIBILSKI	Y	(N)	A
COWLES	Y	(N)	A
PANZER	Y	(N)	A
1 JENSEN	(Y)	N	A
OURADA	(Y)	N	A
HARSDORF	(Y)	N	A
ALBERS	(Y)	N	A
GARD	(Y)	N	A
KAUFERT	(Y)	N	A
LINTON	Y	N	(A)
COGGS	(Y)	N	A

AYE 10 NO 5 ABS 1

GENERAL EQUALIZATION AID (Agenda Item VII)

Certify \$3,393,600,000

Motion:

Move to certify \$3,393,600,000 GPR in 1997-98 as the estimated amount necessary to meet the state's commitment of funding two-thirds of partial school revenues.

Note:

During the Committee's deliberations on the 1997-99 budget, it was estimated that a total of \$3,393,600,000 GPR in 1997-98 would need to be provided in equalization aids in order to fully fund two-thirds of partial school revenues. Of this amount, the Committee approved paying \$50 million on the fourth Monday in July of the following fiscal year on an ongoing basis and specified that school districts would count this aid as a receipt for the prior year. As a result, the Committee's version of the budget provides \$3,343,600,000 GPR in 1997-98.

This motion would certify the amount of \$3,393,600,000 GPR for 1997-98. If adopted, the Legislature would have two options to address this modification to the funding level established in the Committee's version of the budget. First, the Legislature could eliminate the \$50 million payment delay and make whatever other changes that would be deemed appropriate to restore this \$50 million amount to the general fund balance. Second, the Legislature could amend the statutes governing the Committee's certification process to nullify the Committee's action and, instead, specify the amount that the Legislature wishes to provide to attain the goal of two-thirds funding.

[Change to SSA 1 to SB 77: \$50,000,000 GPR]

MO#	NAME	Y	N	A
6301	BURKE	Y	N	A
	DECKER	Y	N	A
	GEORGE	Y	N	A
	JAUCH	Y	N	A
	WINEKE	Y	N	A
	SHIBLSKI	Y	N	A
	COWLES	Y	N	A
	PANZER	Y	N	A
	JENSEN	Y	N	A
	OURADA	Y	N	A
	HARSORF	Y	N	A
	ALBERS	Y	N	A
	GARD	Y	N	A
	KAUFERT	Y	N	A
	LINTON	Y	N	A
	COGGS	Y	N	A